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Attorneys for Defendant UNITE HERE HEALTH

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

ERIC PALACIOS & ASSOCIATES, LTD., a
Nevada corporation,

Plaintiff,

vs.

MARIA LUCIA MONTES ROJAS, an individual;
MEDICWEST AMBULANCE, INC., a Nevada
corporation; VALLEY HEALTH SYSTEM, LLC,
a Nevada limited liability company, dba VALLEY
HOSPITAL MEDICAL CENTER; SHADOW
EMERGENCY PHYSICIANS, PLLC, a Nevada
professional limited liability company;
AGATA/VENGER PARTNERSHIP, LLP, a
Nevada limited liability partnership dba
WESTERN REGIONAL CENTER FOR BRAIN &
SPINE SURGERY; THE NECK & BACK
CLINICS, LLP, a Nevada limited liability
partnership; JORGENSEN & KOKA, LLP, a
Nevada limited liability partnership dba PRIMARY
CARE CONSULTANTS; LEO GERMIN, M.D., A
NEVADA PROFESSIONAL CORPORATION, a
Nevada professional corporation dba CLINICAL
NEUROLOGY SPECIALISTS; UNITE HERE
HEALTH, an unknown entity; COPPEL
MEDICAL ENTERPRISE, LLC, a Nevada limited
liability company; NEVADA COMPREHENSIVE
PAIN CENTER; ELLIS, BANDT, BIRKIN,
KOLLINS & WONG, PROF. CORP., a Nevada
professional corporation dba DESERT
RADIOLOGISTS; ANESTHESIA AND
INTENSIVE CARE SPECIALISTS, LLP, a
Nevada limited liability partnership, GARY J.
LATOURETTE, M.D., an individual;
KITTUSAMY, LLP, a Nevada limited liability
partnership dba LAS VEGAS RADIOLOGY;
WEST LAS VEGAS SURGERY CENTER, LLC,

Case No.

**DEFENDANT UNITE HERE
HEALTH'S NOTICE OF
REMOVAL**

1 a Nevada limited liability company dba MEDICAL
2 DISTRICT SURGERY CENTER; MCKESSON
3 CORPORATION, a Nevada corporation dba
4 MCKESSON HEALTH CARE; VENKAT
5 VEERAPPAN, M.D., an individual dba DESERT
6 NEUROLOGY; RADAR MEDICAL GROUP,
7 LLP, a Nevada limited liability partnership; NEW
8 CENTURY REHABILITATION, LLC, a Nevada
9 limited liability company dba MATT SMITH
PHYSICAL THERAPY; SURGICAL
ANESTHESIA SERVICES, LLP, a Nevada limited
liability partnership; THOMAS BROOKS, an
individual dba TOM BROOKS PHYSICAL
THERAPY & SPORTS MEDICINE;
UNIVERSITY MEDICAL CENTER, an unknown
entity; and DOES 1 through 10, inclusive,

10 Defendants,

11
12 To: The Honorable Judges of the United States District Court for the District of Nevada
13 Defendant UNITE HERE HEALTH (“UHH”), also known as the Culinary Health Fund,
14 acting by and through its attorneys, Christensen James & Martin, does hereby give notice of its desire
15 to exercise its rights under the provisions of Title 28 U.S.C. §§ 1331, *et seq.*, and does hereby
16 remove this action from the Eighth Judicial District Court in and for Clark County, Nevada, in which
17 said action is now pending under Case No. A696258, to the United States District Court for the
18 District of Nevada, and for grounds in support hereof, while reserving the right to challenge the
19 sufficiency of service of process and to assert all procedural and substantive challenges, states as
20 follows:

21 1. Case No. A696258 was commenced by the filing of a Complaint on February 17,
22 2014 naming Unite Here Health as a Defendant.

23 2. UHH first received a copy of the Summons and Complaint on February 24, 2014.
24 This Petition is timely filed pursuant to the thirty (30) day requirement of 28 U.S.C. § 1446(b).

25 3. Exhibit “A” attached hereto constitutes a true and correct copy of all state court
26 pleadings presently possessed by UHH. Consistent with applicable rules, UHH will obtain and will
27 promptly file with this Court copies of all pleadings on file with the state court.

28 4. In connection with its cause of action, Plaintiff has averred that Defendant MARIA

1 LUCIA MONTES ROJAS (“ROJAS”) received Fifteen Thousand Dollars (\$15,000.00) from a
2 tortfeasor or the insurer of a tortfeasor. UHH is one of numerous persons (Defendants) who claim
3 a right to be paid out of the monies that the Plaintiff seeks to interplead. At paragraph 30 of the
4 Complaint in Interpleader, Plaintiff alleges that it is unable to determine which of all the known
5 claims may take priority over any other claims.

6 5. Based on the information found in the Complaint, information found in a written
7 Repayment Agreement dated September 4, 2012 that was executed by both ROJAS and by the
8 Plaintiff, and based on UHH’s own internal records, UHH has determined that ROJAS received
9 accident benefits under UHH’s welfare plan. Consistent with the terms of the employee benefit plan
10 administered by UHH, and consistent with the written Repayment Agreement executed on
11 September 4, 2012, UHH paid medical expenses in the total sum of \$15,147.24 for ROJAS relating
12 to the same injuries for which she was compensated by the tortfeasor or the insurer described above.

13 6. This Case is removable to the District Courts of the United States pursuant to 28
14 U.S.C. § 1331 (federal question jurisdiction) under which United States District Courts “...have
15 original jurisdiction of all civil actions arising under the Constitution, laws, or treaties of the United
16 States.” Plaintiff’s claim against UHH relates to monies owed by Plaintiff or others to UHH. UHH
17 is a Taft-Hartley Employee Benefit Trust Fund whose affairs are governed by the Employee
18 Retirement Income Security Act of 1974, as amended [29 U.S.C. §1001 et seq.] (“ERISA”).
19 Plaintiff’s claim against UHH requires the interpretation of UHH’s ERISA Plan Document, which
20 presents a federal question under § 502(a)(3) of ERISA [29 U.S.C. § 1132(a)(3)(B)(ii)] which statute
21 authorizes benefit plans, like the one administered by UHH, “to obtain...appropriate equitable
22 relief...to enforce...the terms of the plan.” *See Manufacturers Life Ins. Co. v. East Bay Restaurant*
23 *and Tavern Retirement*, 57 F.Supp.2d 921 (N.D.Cal.,1999) (ERISA plan regulation is exclusively
24 a federal concern); and *see Parker v. Ross*, 147 F.Supp.2d 1376 (M.D. Ga. 2001) (granting summary
25 judgment to ERISA Plan pursuant to the terms of its Plan Document in a lien adjudication
26 proceeding that was removed from state court).

27 7. Under 29 U.S.C. § 1132(e)(1), the United States District Court is the only court that
28 may properly adjudicate all claims and issues raised by the Complaint in Interpleader as the courts

1 of the State of Nevada lack jurisdiction over the claim asserted by UHH to the interpleader proceeds.
2 Because only this Court has the ability to accord complete relief to all parties, it is proper for this
3 Court to determine all issues presented in this Case, even if Plaintiff's claim against UHH and
4 UHH's expected counterclaims and cross-claims relating to the interpleader proceeds are the only
5 claims that present federal questions. *See* generally 28 U.S.C. § 1441 and F.R.C.P. 19.

6 Dated this 28th day of February, 2014.

7 CHRISTENSEN JAMES & MARTIN

8 By: /s/ Daryl E. Martin
9 Daryl E. Martin, Esq.
10 Nevada Bar No. 006735
11 7440 W. Sahara Ave.
12 Las Vegas, Nevada 89117
13 *Attorneys for UNITE HERE HEALTH*
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CERTIFICATE OF SERVICE

I am over the age of 18, I am employed by and am readily familiar with the practices of Christensen James & Martin ("Firm"). I certify that on the date of filing of the foregoing papers with the Clerk of Court the Firm caused a true and correct file-stamped copy of the NOTICE OF REMOVAL to be served in the following manner:

☐ **ELECTRONIC SERVICE:** Pursuant to LR 5-4 of the United States District Court for the District of Nevada, the above-referenced document was electronically filed and served on all parties through the Notice of Electronic Filing automatically generated by the Court, and by direct email generated by my office, sent to _____.

☒ **UNITED STATES MAIL:** By depositing a true and correct copy of the above-referenced document into the United States Mail with prepaid first-class postage, addressed to counsel for the Plaintiff:

KRISTINA R. WELLER
10040 W. Chevenne Ave., Suite 170-151
Las Vegas, NV 89129

☐ **OVERNIGHT COURIER:** By depositing a true and correct copy of the above-referenced document for overnight deliver via a nationally-recognized courier, addressed to the parties listed on the attached service list at their last-known mailing address.

☐ **FACSIMILE:** By sending the above-referenced document via facsimile to those persons listed on the attached service list and with the set forth facsimile numbers.

CHRISTENSEN JAMES & MARTIN

By: /s/ Natalie Larson

Exhibit “A”

Exhibit “A”

CIVIL COVER SHEET

A-14-696258-C

County, Nevada

X

Case No. _____
(Assigned by Clerk's Office)**I. Party Information**

Plaintiff(s) (name/address/phone):

ERIC PALACIOS & ASSOCIATES, LTD., a Nevada corporation,

Attorney (name/address/phone): Kristina R. Weller, Esq.

10040 W. Cheyenne Ave., #170-151
Las Vegas, NV 89129 702-825-0529

Defendant(s) (name/address/phone):

MARIA LUCIA MONTES ROJAS, et al.

Attorney (name/address/phone):

II. Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)☐ **Arbitration Requested****Civil Cases**

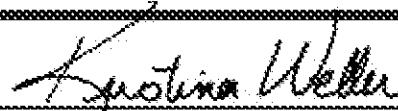
Real Property	Torts	
<input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Title to Property <input type="checkbox"/> Foreclosure <input type="checkbox"/> Liens <input type="checkbox"/> Quiet Title <input type="checkbox"/> Specific Performance <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property <input type="checkbox"/> Partition <input type="checkbox"/> Planning/Zoning	<input type="checkbox"/> Negligence <input type="checkbox"/> Negligence -- Auto <input type="checkbox"/> Negligence -- Medical/Dental <input type="checkbox"/> Negligence -- Premises Liability (Slip/Fall) <input type="checkbox"/> Negligence -- Other	<input type="checkbox"/> Product Liability <input type="checkbox"/> Product Liability/Motor Vehicle <input type="checkbox"/> Other Torts/Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Torts/Defamation (Libel/Slander) <input type="checkbox"/> Interfere with Contract Rights <input type="checkbox"/> Employment Torts (Wrongful termination) <input type="checkbox"/> Other Torts <input type="checkbox"/> Anti-trust <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Insurance <input type="checkbox"/> Legal Tort <input type="checkbox"/> Unfair Competition
Probate	Other Civil Filing Types	
Estimated Estate Value: _____ <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside Estates <input type="checkbox"/> Trust/Conservatorships <input type="checkbox"/> Individual Trustee <input type="checkbox"/> Corporate Trustee <input type="checkbox"/> Other Probate	<input type="checkbox"/> Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> General <input type="checkbox"/> Breach of Contract <input type="checkbox"/> Building & Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Other Contracts/Acct/Judgment <input type="checkbox"/> Collection of Actions <input type="checkbox"/> Employment Contract <input type="checkbox"/> Guarantee <input type="checkbox"/> Sale Contract <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Civil Petition for Judicial Review <input type="checkbox"/> Foreclosure Mediation <input type="checkbox"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Worker's Compensation Appeal	<input type="checkbox"/> Appeal from Lower Court (also check applicable civil case box) <input type="checkbox"/> Transfer from Justice Court <input type="checkbox"/> Justice Court Civil Appeal <input type="checkbox"/> Civil Writ <input type="checkbox"/> Other Special Proceeding <input type="checkbox"/> Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Conversion of Property <input type="checkbox"/> Damage to Property <input type="checkbox"/> Employment Security <input type="checkbox"/> Enforcement of Judgment <input type="checkbox"/> Foreign Judgment -- Civil <input type="checkbox"/> Other Personal Property <input type="checkbox"/> Recovery of Property <input type="checkbox"/> Stockholder Suit <input checked="" type="checkbox"/> Other Civil Matters

III. Business Court Requested (Please check applicable category; for Clark or Washoe Counties only.)

- | | | |
|---|--|---|
| <input type="checkbox"/> NRS Chapters 78-88 | <input type="checkbox"/> Investments (NRS 104 Art. 8) | <input type="checkbox"/> Enhanced Case Mgmt/Business |
| <input type="checkbox"/> Commodities (NRS 90) | <input type="checkbox"/> Deceptive Trade Practices (NRS 598) | <input type="checkbox"/> Other Business Court Matters |
| <input type="checkbox"/> Securities (NRS 90) | <input type="checkbox"/> Trademarks (NRS 600A) | |

1/17/2014

Date


 Signature of initiating party or representative

See other side for family-related case filings.

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02/17/2014 03:14:03 PM

COMP

KRISTINA R. WELLER, ESQ.
Nevada Bar No.: 007975

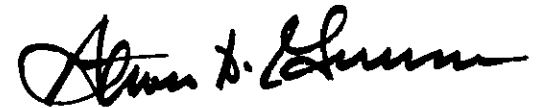
Kristina@WellerEsq.com

WELLER LAW

10040 W. Cheyenne Ave., Suite 170-151
Las Vegas, NV 89129

p: (702) 825-0529; f: (702) 965-2111

Attorneys for Plaintiff



CLERK OF THE COURT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

ERIC PALACIOS & ASSOCIATES, LTD., a Nevada
corporation,

Plaintiff,

vs.

CASE NO.: A-14-696258-C
DEPT NO.: X

MARIA LUCIA MONTES ROJAS, an individual;
MEDICWEST AMBULANCE, INC., a Nevada
corporation; VALLEY HEALTH SYSTEM LLC a
Nevada limited liability complaint dba VALLEY
HOSPITAL MEDICAL CENTER; SHADOW
EMERGENCY PHYSICIANS, PLLC, a Nevada
professional limited liability company;
AGATA/VENGER PARTNERSHIP, LLP, a Nevada
limited liability partnership dba WESTERN
REGIONAL CENTER FOR BRAIN & SPINE
SURGERY; THE NECK & BACK CLINICS, LLP, a
Nevada limited liability partnership; JORGENSON &
KOKA, LLP, a Nevada limited liability partnership dba
PRIMARY CARE CONSULTANTS; LEO GERMIN,
M.D. A NEVADA PROFESSIONAL
CORPORATION, a Nevada professional corporation
dba CLINICAL NEUROLOGY SPECIALISTS;
UNITE HERE HEALTH, an unknown entity; COPPEL
MEDICAL ENTERPRISE LLC, a Nevada limited
liability company dba NEVADA COMPREHENSIVE
PAIN CENTER; ELLIS, BANDT, BIRKIN,
KOLLINS, & WONG, PROF. CORP., a Nevada
Professional Corporation dba DESERT
RADIOLOGISTS; ANESTHESIA AND INTENSIVE
CARE SPECIALISTS, LLP, a Nevada limited liability
partnership; GARY J. LATOURETTE M.D., an
individual; KITTUSAMY, LLP, a Nevada limited
liability partnership dba LAS VEGAS RADIOLOGY;
WEST LAS VEGAS SURGERY CENTER, LLC, a
Nevada limited liability company dba MEDICAL
DISTRICT SURGERY CENTER; MCKESSON
CORPORATION, a Nevada corporation dba
MCKESSON HEALTH CARE; VENKAT
VEERAPPAN, M.D., an individual dba DESERT
NEUROLOGY; RADAR MEDICAL GROUP, LLP a
Nevada limited liability partnership; NEW CENTURY
REHABILITATION, LLC, a Nevada limited liability

**COMPLAINT IN INTERPLEADER
AND INITIAL APPEARANCE FEE
DISCLOSURE**

*Exempt from Arbitration
ADR Rule 3A: Equitable Relief*

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company dba MATT SMITH PHYSICAL THERAPY;
SURGICAL ANESTHESIA SERVICES, LLP, a
Nevada limited liability partnership; THOMAS
BROOKS, an individual, dba TOM BROOKS
PHYSICAL THERAPY & SPORTS MEDICINE;
UNIVERSITY MEDICAL CENTER, an unknown
entity; and DOES 1 through 10, inclusive,

Defendants.

Plaintiff, ERIC PALACIOS & ASSOCIATES, LTD. ("Palacios"), by and through its
attorney, KRISTINA R. WELLER, ESQ., of the law firm WELLER LAW, alleges as follows:

1. Plaintiff, Eric Palacios & Associates, Ltd., is and was at all times mentioned herein,
a Nevada professional corporation, licensed and doing business in the County of Clark, State of
Nevada.

2. Upon information and belief, Defendant, Maria Lucia Montes Rojas, is an
individual and is now, and at all times mentioned in this Complaint, a resident of the State of
Nevada, County of Clark.

3. Upon information and belief, Defendant, MEDICWEST AMBULANCE, INC., is a
Nevada corporation, duly licensed and doing business in County of Clark, State of Nevada.

4. Upon information and belief, Defendant, VALLEY HEALTH SYSTEM LLC, is a
Nevada limited liability company and doing business in the County of Clark, State of Nevada and
is now, and at all times mentioned in this Complaint, doing business in the County of Clark as
VALLEY HOSPITAL MEDICAL CENTER.

5. Upon information and belief, SHADOW EMERGENCY PHYSICIANS, PLLC, is a
Nevada professional limited liability company duly licensed and doing business in County of
Clark, State of Nevada.

6. Upon information and belief, Defendant, AGATA/VENGER PARTNERSHIP,
LLP, is a Nevada limited liability partnership and doing business in the County of Clark, State of
Nevada and is now, and at all times mentioned in this Complaint, doing business in the County of
Clark as WESTERN REGIONAL CENTER FOR BRAIN & SPINE SURGERY.

7. Upon information and belief, Defendant, THE NECK & BACK CLINICS, LLP, is
a Nevada limited liability partnership and doing business in the County of Clark, State of Nevada.

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1 8. Upon information and belief, Defendant, JORGENSEN & KOKA, LLP, is a
2 Nevada limited liability partnership and doing business in the County of Clark, State of Nevada
3 and is now, and at all times mentioned in this Complaint, doing business in the County of Clark as
4 PRIMARY CARE CONSULTANTS.

5 9. Upon information and belief, Defendant, LEO GERMIN, M.D. A NEVADA
6 PROFESSIONAL CORPORATION, is a Nevada corporation duly licensed and doing business in
7 the County of Clark, State of Nevada and is now, and at all times mentioned in this Complaint,
8 doing business in the County of Clark as CLINICAL NEUROLOGY SPECIALISTS.

9 10. Upon information and belief, Defendant, UNITE HERE HEALTH, is an unknown
10 entity duly licensed and doing business in the County of Clark, State of Nevada as a health
11 insurance company, Culinary.

12 11. Upon information and belief, Defendant, COPPEL MEDICAL ENTERPRISE LLC,
13 is a Nevada limited liability company and doing business in the County of Clark, State of Nevada
14 and is now, and at all times mentioned in this Complaint, doing business in the County of Clark as
15 NEVADA COMPREHENSIVE PAIN CENTER.

16 12. Upon information and belief, Defendant, ELLIS, BANDT, BIRKIN, KOLLINS, &
17 WONG, PROF. CORP., is a Nevada professional corporation duly licensed and doing business in
18 the County of Clark, State of Nevada and is now, and at all times mentioned in this Complaint,
19 doing business in the County of Clark as DESERT RADIOLOGISTS.

20 13. Upon information and belief, Defendant, ANESTHESIA AND INTENSIVE CARE
21 SPECIALISTS, LLP, is a Nevada limited liability partnership and doing business in the County of
22 Clark, State of Nevada.

23 14. Upon information and belief, Defendant, GARY J. LATOURETTE M.D., is an
24 individual and is now, and at all times mentioned in this Complaint, a resident of the State of
25 Nevada, County of Clark.

26 15. Upon information and belief, Defendant, KITTUSAMY, LLP, is a Nevada limited
27 liability partnership and doing business in the County of Clark, State of Nevada and is now, and at
28

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1 all times mentioned in this Complaint, doing business in the County of Clark as LAS VEGAS
2 RADIOLOGY.

3 16. Upon information and belief, Defendant, WEST LAS VEGAS SURGERY
4 CENTER, LLC, is a Nevada limited liability company and doing business in the County of Clark,
5 State of Nevada and is now, and at all times mentioned in this Complaint, doing business in the
6 County of Clark as MEDICAL DISTRICT SURGERY CENTER.

7 17. Upon information and belief, Defendant, MCKESSON CORPORATION, is a
8 Nevada corporation duly licensed and doing business in the County of Clark, State of Nevada and
9 is now, and at all times mentioned in this Complaint, doing business in the County of Clark as
10 MCKESSON HEALTH CARE.

11 18. Upon information and belief, Defendant, VENKAT VEERAPPAN, M.D., is an
12 individual duly licensed and doing business in the County of Clark, State of Nevada and is now,
13 and at all times mentioned in this Complaint, doing business in the County of Clark as DESERT
14 NEUROLOGY.

15 19. Upon information and belief, Defendant, RADAR MEDICAL GROUP, LLP, is a
16 Nevada limited liability partnership duly licensed and doing business in the County of Clark, State
17 of Nevada.

18 20. Upon information and belief, Defendant, NEW CENTURY REHABILITATION,
19 LLC, is a Nevada limited liability company duly licensed and doing business in the County of
20 Clark, State of Nevada and is now, and at all times mentioned in this Complaint, doing business in
21 the County of Clark as MATT SMITH PHYSICAL THERAPY.

22 21. Upon information and belief, Defendant, SURGICAL ANESTHESIA SERVICES,
23 LLP, a Nevada limited liability partnership duly licensed and doing business in the County of
24 Clark, State of Nevada.

25 22. Upon information and belief, Defendant, THOMAS BROOKS, is an individual
26 duly licensed and doing business in the County of Clark, State of Nevada and is now, and at all
27 times mentioned in this Complaint, doing business in the County of Clark as TOM BROOKS
28 PHYSICAL THERAPY & SPORTS MEDICINE.

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23. Upon information and belief, Defendant, UNIVERSITY MEDICAL CENTER, is an unknown entity, duly licensed and doing business in the County of Clark, State of Nevada as a County Hospital.

24. Upon information and belief, Defendant, Maria Lucia Montes Rojas, was represented by Plaintiff for personal injury claims in relation to an accident that occurred in Clark County, Nevada on or about July 25, 2012. Plaintiff's representation of Defendant, Maria Lucia Montes Rojas, required various attorney's tasks including accumulating medical and other records; analyzing those records; successfully negotiating settlement agreements and collecting the settlement monies; and now filing an interpleader action to ask this Court to distribute those monies.

25. Defendant, Maria Lucia Montes Rojas's personal injury action was settled for a non-confidential amount of \$15,000 which represents the policy limit for the third party tortfeasor. This amount was the negotiated settlement amount for Defendant, Maria Lucia Montes Rojas's injuries against the third party tortfeasor, and Plaintiff was her attorney of record.

26. Upon information and belief, Defendant Medical Providers have claims and liens against the settlement as follows:

a.	Medicwest Ambulance, Inc.	1,075.62
b.	Valley Health System LLC dba Valley Hospital Medical Center	250.00
c.	Shadow Emergency Physicians, PLLC	1,282.00
d.	Agata/Venger Partnership, LLP dba Western Regional Center for Brain & Spine Surgery	600.00
e.	The Neck & Back Clinics, LLP	9,430.00
f.	Jorgenson & Koka, LLP dba Primary Care Consultants	2,758.99
g.	Leo Germin, M.D. A Nevada Professional Corporation dba Clinical Neurology Specialists	Unk
h.	Unite Here Health	14,547.24
i.	Coppel Medical Enterprise LLC dba Nevada Comprehensive Pain Center	Unk
j.	Ellis, Bandt, Birkin, Kollins, & Wong, Prof. Corp. dba Desert Radiologists	Unk
k.	Anesthesia and Intensive Care Specialists, LLP	Unk

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1.	Gary J. LaTourette M.D.	Unk
m.	Kittusamy, LLP dba Las Vegas Radiology	Unk
n.	West Las Vegas Surgery Center, LLC dba Medical District Surgery Center	Unk
o.	McKesson Corporation dba McKesson Health Care	Unk
p.	Venkat Veerappan, M.D. dba Desert Neurology	299.02
q.	Radar Medical Group, LLP	Unk
r.	New Century Rehabilitation, LLC dba Matt Smith Physical Therapy	Unk
s.	Surgical Anesthesia Services, LLP	Unk
t.	Thomas Brooks dba Tom Brooks Physical Therapy & Sports Medicine	Unk
u.	University Medical Center	Unk
	Total	\$30,242.87

27. Plaintiff paid \$528.21 in litigation costs including \$281.60 for the filing of this Complaint and will incur additional costs in the future as a result of this action.

28. By Retainer Agreement, Maria Lucia Montes Rojas has agreed to pay a contingency fee from the settlement monies to Plaintiff at the rate of 33 1/3% for the total sum of \$5,000 as and for attorney's fees, plus costs.

29. Defendants do, or may assert multiple, conflicting claims to the above-described monies in an amount in excess of the limits recovered.

30. The foregoing claims of Defendants are conflicting, and Plaintiff is unable to determine which of the respective claims is valid or to whom, if anyone, the money may be paid without risking double or multiple liability.

31. The claims and debts asserted by lienholders are disputed, excessive, invalid and/or not related to the subject interpleader funds.

32. Plaintiff has incurred and will incur costs and attorney fees in connection with these proceedings.

WHEREFORE, Plaintiff prays judgment against the Defendants, and each of them, as follows:

1. Defendants be ordered to interplead and litigate their claims to the above-described money;

Dated this 17th day of February, 2014.


KRISTINA R. WELLER, ESQ.
Nevada Bar No. 007975

WELLER LAW
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INITIAL APPEARANCE FEE DISCLOSURE

Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted for parties appearing in the above-entitled action indicated below:

ERIC PALACIOS & ASSOCIATES, LTD., a Nevada corporation,	270.00
TOTAL REMITTED:	\$270.00

Dated this 17th day of February, 2014.

WELLER LAW


 KRISTINA R. WELLER, ESQ.
 Nevada Bar No. 007975